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DATE: November 26, 2001

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*Please deliver this and the following pages to:*

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**COVER MESSAGE: RE: US Application No. 09/651,290**

Examiner Ford: Please find attached the revised response to Restriction Requirement, as we discussed this morning. Should you require anything further, please call.

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of ) Examiner: V. Ford  
Marcin S. Filutowicz )  
Application No. 09/651,290 ) Group Art Unit: 1645  
Filed: June 29, 2000 ) Second response to Paper No. 7  
For: Antimicrobial Biotherapeutic )  
Agents: Alternatives to Conventional )  
Pharmaceutical Antibiotics )

Revised Response to Restriction Requirement

Please amend the above-identified patent application by canceling claims 13 and 28.

Remarks

In response to a Restriction Requirement issued August 3, 2001, Applicant responded on August 30, 2001 by electing for prosecution Invention Group I, claims 1-12, 14-27 and 29-30. In Applicant's response filed August 30, 2001, Applicant erroneously stated that claims 13 and 29 should be canceled. The examiner brought this to the attention of Applicant's undersigned attorney on November 26, 2001. Accordingly, this revised Response is being made, canceling claims 13 and 28 as being drawn to a non-elected invention. Claim 29 should remain pending as part of the elected invention.

If any additional fee is due in connection with this paper, the Commissioner is authorized to charge Deposit Account No. 23-3050.

Respectfully submitted,

Woodcock Washburn, LLP

By

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